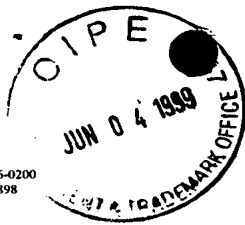


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**CONTINUED PROSECUTION APPLICATION (CPA)**  
**REQUEST TRANSMITTAL**  
(Only for Continuation or Divisional Applications under 37 CFR 1.53(d))

Address to:  Assistant Commissioner for Patents Box CPA Washington DC 20231	Attorney Docket No.	P98,0775
	First Named Inventor	Vincent Bryan et al.
	Express Mail Label No.	EM156044699US
	Date:	June 4, 1999

This is a request for a X continuation or \_\_\_\_\_ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 08/856,846 filed on 5/15/97, entitled HUMAN SPINAL DISC PROSTHESIS

1. \_\_\_\_\_ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 in the prior nonprovisional application.
2. X A preliminary amendment is enclosed.
3. \_\_\_\_\_ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
  - a. \_\_\_\_\_ DELETE the following inventor(s) named in the prior nonprovisional application: \_\_\_\_\_
  - b. \_\_\_\_\_ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. \_\_\_\_\_ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
  - a. \_\_\_\_\_ PTO-1449
  - b. \_\_\_\_\_ Copies of IDS Citations

CLAIMS AS FILED					
	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) BASIC FEE
	TOTAL CLAIMS	5	0	\$18.00	
	INDEPENDENT CLAIMS	1	0	\$78.00	
		ANY MULTIPLE DEPENDENT CLAIMS? ( )YES ( )NO			
				TOTAL FILING FEE - >	\$380.00

06/08/1999 SLUANG1 00000049 08856846

01 FC:231

380.00 OP

06/08/1999 SLUANG1 00000049 08856846

02 FC:217

435.00 OP

6. Small entity status:

- a. ☐ A small entity statement is enclosed
- b. ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- c. ☐ Is no longer claimed.

7. The Commissioner is hereby authorized to charge any additional fees which may be required **in connection with this application**, or credit any overpayment to Account No. **08-2290**. *A duplicate copy of this sheet is enclosed.*

8. ☒ A check in the amount of \$380.00 to cover the filing fee is enclosed.

9. ☒ Other: Applicant petitions the Commissioner of Patents and Trademarks to extend this time for response to the Office Action dated 12/08/98 for 3 months so that the period for response is extended to 6/8/99. A check in the amount of \$ 435.00 is attached to cover the cost of the extension.

Respectfully submitted,

By: Todd S. Parkhurst

Todd S. Parkhurst (Reg. No. 26, 494)  
Hill & Simpson  
85<sup>th</sup> Floor Sears Tower  
Chicago, IL 60606  
Customer No. 36-3002441

When phoning re: this application  
please call (312) 876-0200 Ext. 3249